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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

FRESENIUS MEDICAL CARE HOLDINGS,
INC., a New York corporation; and FRESENIUS
USA, INC., a Massachusetts corporation,

Plaintiffs and Counterdefendants,

v.

BAXTER INTERNATIONAL, INC., a Delaware
corporation; and BAXTER HEALTHCARE
CORPORATION, a Delaware corporation,

Defendants and Counterclaimants.

Case No. C 03-01431 SBA (EDL)

**JOINT STIPULATION AND ORDER
TO ENLARGE TIME UNDER CIV. L.R.
6-2**

Hon. Sandra Brown Armstrong

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Baxter International Inc. and Baxter Healthcare Corporation

1 On May 23, 2006, the parties filed numerous pretrial papers, including their respective
2 Motions *in Limine* and Exhibit Lists. The Stipulated Order for Pretrial Preparation in a Patent Case
3 (Dkt. No. 379) provides that all responses to Motions *in Limine* or Objections to Evidence shall be
4 filed no later than May 30, 2006. The parties have worked diligently to meet this schedule.

5 In light of the parties' efforts, and further given the intervening Memorial Day holiday, the
6 parties hereby stipulate and respectfully request that the deadline for responses to Motions *in Limine*
7 and Objections to Evidence be extended to May 31, 2006.

8 The proposed extension shall not affect the Pretrial Conference scheduled to be held on June
9 13, 2006.

10
11 Dated: May 30, 2006

FISH & RICHARDSON P.C., P.A.

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13 By: /s/ Thomas S. McClenahan
14 Attorneys for Plaintiffs and Counterdefendants
15 Fresenius Medical Care Holdings, Inc. and
Fresenius USA, Inc.

16 Dated: May 30, 2006

BELL, BOYD & LLOYD LLC

17
18 By: /s/ Michael J. Abernathy
19 Michael J. Abernathy
20 Attorneys for Defendants and Counterclaimants
Baxter International Inc. and Baxter Healthcare
Corporation

21
22 **IT IS SO ORDERED.**

23
24 DATED: _5/31/06

25 
HON. SAUNDRA BROWN ARMSTRONG
U.S. DISTRICT COURT JUDGE

SIGNATURE ATTESTATION

I, Thomas S. McClenahan, hereby attest:

1. I have on file all holograph signatures for any signatures indicated by a “conformed” signature (/s/) within this e-filed document.

2. I shall maintain records of the original with the holograph signature for subsequent production for the Court if so ordered or for inspection upon request by a party until one year after final resolution of the action pursuant to General Order 45 of the United States District Court for the Northern District of California.

I declare under penalty of perjury under the laws of the State of California and the United States of America that the foregoing is true and correct. Executed in Minneapolis, Minnesota on May 30, 2006.

Dated: May 30, 2006

FISH & RICHARDSON P.C., P.A.

By: /s/ Thomas S. McClenahan
Thomas S. McClenahan

Attorneys for Plaintiffs and Counterdefendants
FRESENIUS MEDICAL CARE HOLDINGS,
INC., and FRESENIUS USA, INC.